

Chief Judge Ricardo S. Martinez  
Chief Magistrate Judge Brian S. Tsuchida

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

XING FENG HUANG,

Petitioner,

v.

WILLIAM BARR, et. al.,

Respondents.

No. C20-1687-RSM-BAT

JOINT STIPULATION AND ORDER  
CONSENTING TO MAGISTRATE  
JUDGE AND DISMISSING HABEAS  
PETITION

NOTE ON MOTION CALENDAR:  
Today

COMES NOW Respondents, by and through their counsel, Brian T. Moran, United States Attorney for the Western District of Washington, and Nickolas Bohl, Assistant United States Attorney for said District, and Petitioner, by and through his counsel Gregory Murphy, and hereby jointly stipulate and agree as follows:

WHEREAS on November 17, 2020, Petitioner filed a habeas petition challenging his continued immigration detention. Dkt. No. 1.

WHEREAS on November 25, 2020, Petitioner was released from custody on an order of supervision. Dkt. No. 8.

WHEREAS the parties agree that Petitioner's release rendered the habeas petition moot. *See Abdala v. Immigration and Naturalization Service*, 488 F.3d 1061, 1065 (9th Cir. 2007).

1 WHEREAS the parties agree that this action should be dismissed as moot without fees  
2 or costs to either party.

3 WHEREAS the parties consent to proceed before the assigned Magistrate Judge under  
4 28 U.S.C. § 636(c).

5 NOW THEREFORE, the parties, through their respective counsel of record, do hereby  
6 stipulate and agree, and respectfully request, that the Court make and enter the following order:  
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- 8 1. Petitioner's habeas petition is hereby denied and dismissed as moot without fees or  
9 costs to either party.

10 SO STIPULATED.

11 DATED this 4th day of December, 2020.

12 BRIAN T. MORAN  
13 United States Attorney

14  
15 s/ Nickolas Bohl  
16 NICKOLAS BOHL WSBA #48978  
17 Assistant United States Attorney  
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23 Attorney for Respondents  
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26  
27  
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1 SO STIPULATED.

2 DATED this 4th day of December, 2020.

3  
4 s/ Gregory Murphy

5 GREGORY MURPHY, WSBA #36733

6 Assistant Federal Public Defender

7 Federal Public Defender's Office

8 1601 Fifth Avenue, Suite 700

9 Seattle, Washington 98101

10 Phone: (206) 553-1100

11 Email: [Gregory\\_Murphy@fd.org](mailto:Gregory_Murphy@fd.org)

12 Attorney for Petitioner

13 **ORDER**

14 IT IS SO ORDERED.

15  
16 DATED this 4<sup>th</sup> day of December, 2020.

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21 BRIAN A. TSUCHIDA  
22 Chief United States Magistrate Judge  
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